

STATE OF UTAH
DEPARTMENT OF COMMERCE
DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING

NEWSLETTER

December 1, 2011

The following actions have been taken by the Division following hearings conducted before an Administrative Law Judge and the respective Licensing Committees or Boards or have been entered by Stipulation or Memorandum of Understanding from November 1, 2011 -November 30, 2011.

PHYSICIANS/SURGEONS

***ANDERSON, David Max, MD**

License No. 315501-1205

Docket No. 2011-363

Sandy, Utah

Amended Order:

The suspension on Respondent's license to practice as a physician/surgeon was terminated and said license was placed on probation for five years subject to the conditions outlined in the October 31, 2011 Stipulation and Order.

Date:

November 22, 2011

***BERG, Joseph Edward, MD**

License Nos. 360390-1205/8905

Docket No. 2011-403

Orem, Utah

Cause of Action:

Respondent has engaged in conduct which represents an immediate and significant danger to the public health, safety and welfare.

Emergency Order:

Respondent's licenses to practice as a physician/surgeon and to administer and prescribe controlled substances were immediately suspended pending a further Order of the Division.

Date:

November 30, 2011

DENTISTS/DENTAL HYGIENISTS

***ANDERSON, David Max, DDS**

License No. 315501-9921

Docket No. 2011-364

Sandy, Utah

Amended Order:

The suspension on Respondent's license to practice as a dentist-Class I anesthesia only was terminated and said license was placed on probation for five years subject to the conditions outlined in the October 31, 2011 Stipulation and Order.

Date:

November 22, 2011

ADVANCED PRACTICE NURSES

None in November 2011

REGISTERED NURSES

***CHRISTIANSEN, Karen C.**

License No. 222572-3102
Docket No. OSC-2-2002-272
Kearns, Utah
Vacated Default Order:

The Division's August 8, 2011 Default Order in which Respondent's license to practice as a registered nurse was revoked is vacated and set aside effective the date of this Order. Further proceedings will now continue in this matter.
November 1, 2011

Date:

***DANSIE, Amy Laura**

License No. 4941445-3102
Docket No. 2009-8
Riverton, Utah
Amended Order:

The probationary condition requiring Respondent to practice as a registered nurse during the probationary period for at least 16 hours per week and no more than 48 hours per week was amended to allow Respondent to work a maximum of 60 hours per week.
November 1, 2011

Date:

***GODBE, Tina Sue**

License No. 364304-3102
Docket No. 2011-387
Sandy, Utah
Cause of Action:
Order:

Respondent had previously surrendered her nursing license to the Division in 2008. A license to practice as a registered nurse was issued to Respondent, said license was revoked with a stay of enforcement on the revocation. Said license was placed on probation for five years with conditions and restrictions.
November 17, 2011

Date:

***HOLMES, Heather Ann**

License No. 285924-3102
Docket No. 2011-242
North Salt Lake, Utah
Amended Order:

The probationary conditions requiring Respondent to attend at least two PIR support group meetings per month and two 12-Step meetings per month were amended to allow Respondent to attend four 12-Step meetings per month.
November 22, 2011

Date:

***JORGENSEN, Michael Carlos**

License No. 363999-3102
Docket No. 2008-60
Salt Lake City, Utah
Amended Order:

The probationary condition requiring Respondent to attend a 12-step program was terminated. However, Respondent must continue to attend at least two (2) PIR support group meetings per month.
November 1, 2011

Date:

***KILGROW, Debbie Joan**

License No. 215159-3102
Docket No. 2010-229
West Valley City, Utah
Amended Order:

The probationary condition requiring Respondent to work at least 16 hours per week and no more than 48 hours per week to be considered practicing in her profession was amended to allow Respondent to work or volunteer nursing hours at least a minimum of five (5) hours per week and no more than 48 hours per week to be considered "practicing" in her profession. The minimum of five hours per week will be changed back to a minimum of at least 16 hours per week after one year.
November 22, 2011

Date:

REGISTERED NURSES - continued

***LAIRD, Lori J.**

License No. 192996-3102

Docket No. 2009-315

Springville, Utah

Amended Order:

The probationary condition restricting Respondent from contacting by telephone or other manner any pharmacy or drug supplier for the purposes of filling a prescription order was terminated.

Date:

November 22, 2011

***L'ESTRANGE, Tina L.**

License No. 187855-3102

Docket No. 2011-142

Clearfield, Utah

Amended Order:

The suspension on Respondent's license to practice as a registered nurse was terminated and said license was placed on probation for five years subject to the conditions and restrictions outlined in the April 14, 2011 Stipulation and Order.

Date:

November 22, 2011

***PETERSON, Cindy Lee**

License No. 206586-3102

Docket No. 2011-381

Mayfield, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in her practice as a health facility administrator with respect to reusing prescription medications within a long term care facility.

Order:

Respondent's license to practice as a registered nurse was given a public reprimand for the above conduct. Respondent was also order to pay a \$3,000 fine of which \$1500 is stayed pending compliance with this Order for five years. The remaining \$1500 fine is due within 30 days.

Date:

November 10, 2011

***STRICKLIN, Annette**

License No. 196848-3102

Docket No. 2011-391

Ogden, Utah

Cause of Action:

In 2005 Respondent had voluntarily surrendered her nursing license in Nevada due to her addiction to alcohol and/or controlled substances.

Order:

Respondent's license to practice as a registered nurse was reissued, said license was revoked with a stay of enforcement on the revocation and said license was placed on probation for five years with conditions and restrictions.

Date:

November 22, 2011

***WRIGHT, Lori**

License No. 192464-3102

Docket No. 2009-308

Provo, Utah

Amended Order:

The probationary condition requiring Respondent to work at least 16 hours per week and no more than 48 hours per week to be considered practicing in her profession was amended to allow Respondent to work or volunteer nursing hours at least a minimum of five (5) hours per week and no more than 48 hours per week to be considered "practicing" in her profession. The minimum of five hours per week will be changed back to a minimum of at least 16 hours per week after one year.

Date:

November 22, 2011

LICENSED PRACTICAL NURSES

***DAVENPORT, Debra Ann**

License No. 4951529-3101

Docket No. 2010-427

American Fork, Utah

Amended Order:

Respondent is now allowed to work at Brightstar Mountainside only under the supervision of a registered nurse or physician licensed in good standing.

Date:

November 1, 2011

***SMUIN, Damion T.**

License No. 296320-3101

Docket No. 2011-71

Grand Junction, Colorado

Reinstatement Order:

The probation on Respondent's license to practice as a licensed practical nurse was terminated and said license was reinstated with full privileges.

Date:

November 22, 2011

PHARMACISTS/PHARMACY TECHNICIANS/PHARMACIES

***DUNCAN, Misty Michelle**

Pharmacy Technician

License No. 6685196-1717

Docket No. 2011-396

Smithfield, Utah

Cause of Action:

Respondent has engaged in conduct, including the use of controlled substances and other medications, to the extent that the conduct might reasonably be considered to impair her ability to safely practice as a pharmacy technician

Order:

Respondent voluntarily surrendered her license to practice as a pharmacy technician and any residual rights to that license. Respondent may not reapply for a pharmacy technician license for a period of five years and completion of conditions outlined in the Order.

Date:

November 22, 2011

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS

***ADVANCED MOISTURE CONTROL INC.**

License No. 8098300-5501

Docket No. 2011-379

South Jordan, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility due to an outstanding delinquent amount.

Order:

Respondent's license to practice as a contractor was placed on probation for seven years with conditions.

Date:

November 16, 2011

***ANDERSON BROTHERS CONSTRUCTION LLC**

License No. 7735093-5501

Docket No. 2011-278

Bluffdale, Utah

Cause of Action:

Respondent failed to replace its qualifier.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

November 16, 2011

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***BLACK, David William**

Apprentice Electrician
License No. 7853409-5505
Docket No. OSC-2011-73
Vernal, Utah

Cause of Action: Respondent failed to comply with probationary conditions that existed on his license.
Order: Respondent's license to practice as an apprentice electrician was revoked effective the date of the Order.
Date: November 16, 2011

***DEVEY, Robert B.**

Journeyman Electrician
License No. 311509-5504
Docket No. 2011-382
Murray, Utah

Cause of Action: Respondent has engaged in unprofessional conduct that relates to his license.
Order: Respondent's license to practice as a journeyman electrician was reinstated, said license was revoked with a stay of enforcement on the revocation and said license was placed on probation for four years with conditions.
Date: November 16, 2011

***DIAMOND MOUNTAIN HOMES LLC**

License No. 6315805-5501
Docket No. 2011-277
Bluffdale, Utah

Cause of Action: Respondent failed to replace its qualifier.
Order: Respondent's license to practice as a contractor was revoked effective the date of the Order.
Date: November 16, 2011

***FEATHERSTONE, Nicholas John**

Apprentice Plumber
License No. 6469167-5509
Docket No. 2011-375
Layton, Utah

Cause of Action: Respondent has engaged in unprofessional conduct that affects his license.
Order: Respondent's license to practice as an apprentice plumber was renewed/reinstated, said license was revoked with a stay of enforcement on the revocation, said license was placed on probation until Respondent is no longer required to be registered on the Sexual Offender Registry with conditions and restrictions.
Date: November 16, 2011

***GLINES CONSTRUCTION INC.**

License No. 6723912-5501
Docket No. 2011-303
St. George, Utah

Cause of Action: Respondent failed to maintain financial responsibility due to an outstanding delinquent amount.
Order: Respondent's license to practice as a contractor was placed on probation for two years with conditions.
Date: November 16, 2011

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***J. NELSON PLUMBING INC**

License No. 4855291-5501

Docket No. OSC-2010-31

Cedar City, Utah

Cause of Action:

Respondent failed to demonstrate and maintain financial responsibility. Respondent also failed to comply with probationary conditions that existed on its license.

Order:

Respondent's license to practice as a contractor was revoked effective the date of the Order.

Date:

November 16, 2011

***POMMIER, Andre'**

Combination Building Inspector

License No. 264015-5601

Docket No. 2011-385

Brigham City, Utah

Cause of Action:

Respondent engaged in unprofessional conduct that affects his license to practice as a combination building inspector.

Order:

Respondent voluntarily surrendered his license to practice as a combination building inspector. Respondent may not reapply for a building inspector license for a period of five years.

Date:

November 14, 2011

***TRIPLE KAL LLC**

License No. 6316595-5501

Docket No. 2011-384

Bluffdale, Utah

Cause of Action:

Respondent failed to demonstrate financial responsibility due to an outstanding delinquent amount.

Order:

A license to practice as a contractor was issued and said license was placed on probation for ten years with conditions due to financial responsibility concerns.

***TROY SALAZAR ENTERPRISES LLC**

License No. 6763627-5501

Docket No. 2011-376

Stansbury Park, Utah

Cause of Action:

Respondent has failed to maintain financial responsibility due to an outstanding judgment.

Order:

Respondent's license to practice as a contractor was placed on probation for ten years or until the obligation referenced in this Stipulation/Order has been paid in full with conditions.

Date:

November 16, 2011

***WINTER, Brent Ryan**

Master Plumber

License No. 339886-5518

Docket No. 2011-355

Salt Lake City, Utah

Cause of Action:

Respondent has a history of alcohol or drug abuse.

Order:

Respondent's license to practice as a master plumber was revoked with a stay of enforcement on the revocation. Said license is placed on probation for 4 years with conditions.

Date:

November 16, 2011

CONSTRUCTION TRADES/CONTRACTORS/UNLICENSED CONTRACTORS - continued

***YOCOM, Zachary Keith**

Apprentice Electrician

License No. 6414551-5505

Docket No. 2011-383

Smithfield, Utah

Cause of Action:

Order:

Respondent has engaged in unprofessional conduct that affects his license.

Respondent's license to practice as an apprentice electrician was revoked with a stay of enforcement on the revocation. Said license was placed on probation for 5 years with conditions.

Date:

November 16, 2011

OTHER REGULATED PROFESSIONS

***DRAKE, Heather**

Esthetician

License No. 7265431-1108

Docket No. 2011-397

St. George, Utah

Cause of Action:

Memorandum of Understanding and Order:

Respondent engaged in unprofessional conduct since the last renewal of her license.

Respondent's license to practice as an esthetician was renewed and said license was placed on probation for three years with conditions and restrictions.

Date:

November 23, 2011

***EDWARDS, Holly**

Master Esthetician

License No. 6665098-1109

Docket No. 2011-388

Preston, Idaho

Cause of Action:

Memorandum of Understanding and Order:

Respondent engaged in unprofessional conduct since the last renewal of her license.

Respondent's license to practice as a master esthetician was renewed and said license was placed on probation for two years with conditions and restrictions.

Date:

November 18, 2011

***GEORGE, Konlin Parker**

Burglar Alarm Company Agent

License No. 6916529-6502

Docket No. OSC-2011-98

Pleasant Grove, Utah

Cause of Action:

Order:

Respondent failed to comply with probationary conditions that existed on his license.

Respondent's license to practice as a burglar alarm company agent was revoked effective the date of the Order.

Date:

November 14, 2011

***GUYRE, Natalie Ann**

Cosmetologist/Barber

License No. 6796443-1101

Docket No. 2011-402

Salt Lake City, Utah

Cause of Action:

Memorandum of Understanding and Order:

Respondent engaged in unprofessional conduct since the last renewal of her license.

Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for three years with conditions and restrictions.

Date:

November 29, 2011

OTHER REGULATED PROFESSIONS - continued

***HARTER, Vanessa Nicole**

Massage Apprentice
License No. 7999802-4702
Docket No. 2011-377
Spanish Fork, Utah

Cause of Action: Respondent failed to provide additional information to the Division concerning an outstanding warrant.
Order: Respondent's conditional license to practice as a massage apprentice was immediately revoked.
Date: November 7, 2011

***HAYES, Madeleine Presley**

Unarmed private security officer
License No. 7771485-6303
Docket No. OSC-2010-311
Helper, Utah

Cause of Action: Respondent failed to comply with probationary conditions that existed on her license.
Order: Respondent's license to practice as an unarmed private security officer was revoked effective the date of the Order.
Date: November 8, 2011

***JONES, Joanie Lynn**

Licensed Substance Abuse Counselor
License No. 5858793-6006
Docket No. 2011-399
Sunset, Utah

Cause of Action: Respondent violated probationary conditions that existed on her license when she engaged in conduct, including the use of intoxicants, drugs, narcotics or similar chemicals, to the extent that the conduct might reasonably be considered to impair her ability to safely practice as a licensed substance abuse counselor.
Order: Respondent's license to practice as a licensed substance abuse counselor is suspended for a period of at least three months and completion of conditions outlined in the Order. Following the period of suspension, said license was placed on probation subject to the conditions and restrictions outlined the April 2010 Order.
Date: November 23, 2011

***JONES, Joanie Lynn**

Associate Professional Counselor
License No. 5858793-6009
Docket No. 2011-400
Sunset, Utah

Cause of Action: Respondent violated probationary conditions that existed on her license when she engaged in conduct, including the use of intoxicants, drugs, narcotics or similar chemicals, to the extent that the conduct might reasonably be considered to impair her ability to safely practice as a licensed substance abuse counselor.
Order: Respondent's license to practice as an associate professional counselor is suspended for a period of at least three months and completion of conditions outlined in the Order. Following the period of suspension, said license was placed on probation subject to the conditions and restrictions outlined the July 2010 Order.
Date: November 23, 2011

OTHER REGULATED PROFESSIONS - continued

***KANDA, Rajan**

Burglar Alarm Company Agent

License No. 6414584-6502

Docket No. 2011-367

South Jordan, Utah

Cause of Action:

Respondent engaged in unprofessional conduct since the last renewal of his license.

Order:

Respondent's license to practice as a burglar alarm company agent was renewed and said license was placed on probation for two years with conditions and restrictions.

Date:

November 16, 2011

***KAY, Ashley**

Cosmetologist/Barber

License No. 7430156-1101

Docket No. 2011-366

Sandy, Utah

Cause of Action:

Respondent engaged in unprofessional conduct since the last renewal of her license.

Memorandum of Understanding and Order:

Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for two years with conditions and restrictions.

Date:

November 1, 2011

***PENDUM, LLC**

Armored Car Company

License No. 7025071-6311

Docket No. 2011-310

Denver, Colorado

Cause of Action:

Respondent failed to replace its qualifying agent.

Order:

Respondent's license to practice as an armored car company was revoked effective the date of the Order.

Date:

November 7, 2011

***PETERSON, Cindy Lee**

Health Facility Administrator

License No. 206586-1501

Mayfield, Utah

Cause of Action:

Respondent engaged in unprofessional and unlawful conduct in her practice as a health facility administrator with respect to reusing prescription medications within a long term care facility.

Order:

Respondent's license to practice as a health facility administrator was revoked with a stay of enforcement on the revocation. Said license was placed on probation for three years with conditions and restrictions.

Date:

November 10, 2011

***SORNISON, Michael Joseph**

Unarmed private security officer

License No. 6723582-6303

Docket No. OSC-2010-287

Syracuse, Utah

Cause of Action:

Respondent failed to comply with probationary conditions that existed on his license.

Order:

Respondent's expired license to practice as an unarmed private security officer and any residual rights to that license were revoked effective the date of the Order.

Date:

November 8, 2011

OTHER REGULATED PROFESSIONS - continued

***STEPHENS, Patricia Jo**

Unlicensed mental health therapy and
unlicensed psychology

Docket No. 2011-401

Logan, Utah

Cause of Action:

Respondent engaged in the practice of mental health therapy and the practice of psychology without being licensed to do so.

Order:

Respondent was ordered to cease and desist from engaging in the practice of mental health therapy and to cease and desist from engaging in the practice of psychology until Respondent is properly licensed to do so.

Date:

November 28, 2011

***TAYLOR, Crystal A.**

Cosmetologist/Barber

License No. 4727716-1101

Docket No. 2011-365

American Fork, Utah

Cause of Action:

Respondent engaged in unprofessional conduct since the last renewal of her license.

Memorandum of Understanding and Order:

Respondent's license to practice as a cosmetologist/barber was renewed and said license was placed on probation for three years with conditions and restrictions.

Date:

November 1, 2011

***TOMLINSON, Todd Lowell**

Massage Therapist

License No. 272601-4701

Docket No. 2011-386

Lindon, Utah

Cause of Action:

Allegations Respondent touched the breasts of a female client while providing a massage without permission or authorization from the client in September 2007.

Without admitting nor denying the Division's findings of fact, Respondent agreed to the following:

Order:

Respondent voluntarily surrendered his license to practice as a massage therapist and any residual rights to that license. Respondent may not reapply for a massage therapy license for a period of five years.

Date:

November 15, 2011

***WALRATH, Antares Augusta**

Nail Technician

License No. 7930154-1112

Docket No. 2011-398

Enoch, Utah

Cause of Action:

Respondent engaged in unprofessional conduct prior to submitting an application for licensure.

Memorandum of Understanding and Order:

A license to practice as a nail technician was issued and said license was placed on probation for two years with conditions and restrictions.

Date:

November 23, 2011

This newsletter is now published monthly. Your comments and suggestions are welcomed. If you need further information on any material contained in the newsletter, please contact Kimberley L. at (801) 530-6088 or Carol I. at (801) 530-6626.